

Person Filing: _____

Address (if not protected): _____

City, State, Zip Code: _____

Telephone: _____

Email Address: _____

Lawyer's Bar Number: _____

Representing ☐ Self, without a Lawyer or ☐ Attorney for ☐ Petitioner OR ☐ Respondent

FOR CLERK'S USE ONLY

SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY

In the Matter of:

Case Number: _____

Name of Petitioner/Plaintiff

DECLARATION SUPPORTING PUBLICATION

A.R.C.P. 4.1, 4.2, A.R.F.L.P. 41, 42

Name of Respondent/Defendant

UNDER PENALTY OF PERJURY I make this declaration to inform the Court why service by publication was necessary, and to show how service by publication was done.

1. **SERVICE BY PUBLICATION** is the best way to notify the other party of this court case because the other party is:

- ☐ Avoiding service of process, or
- ☐ The residence and location of the persons to whom notice was given by publication is unknown to me. I have made every reasonable effort to find those persons but despite a diligent search have been unable to find an address or location and to have the court papers personally served.

Note: If the Court is *not satisfied* that you have made *every reasonable effort* to locate the other party, you may be required to take additional steps adding delay and expense to your case, including being required to publish notice again.)

2. **I TOOK THE FOLLOWING ACTIONS BEFORE RESORTING TO PUBLICATION:**

- ☐ I mailed, postage prepaid, a copy of the following legal documents to the *last known* address of the person(s) entitled to notice on or before the first date of publication:*
(List title of each document *and the address mailed to* below.)

_____	_____
_____	_____
_____	_____

Name & Address

Mailed to:

(continues)

OR

- ☐ I do not know and have never known of ANY address for the other party.
He or she never lived at my address, and I have not mailed copies of the court papers.*

*** IF the person entitled to Notice put in a mail forwarding order, mailing to the last known address (even if this is *your* address and you *know* the person is no longer there) should result in delivery of the court papers.**

IF the person entitled to Notice did NOT put in a mail forwarding order, and the mail is returned to you as "Undeliverable", this may be helpful in demonstrating your good faith, reasonable efforts to have notice delivered.

- ☐ I also sent scanned copies of the documents to the other party's email address at: (address) _____ on (date): _____ *

I took the following actions to try to locate the other party: (Check all that apply. Supply details.)

- ☐ Checked the jail in Maricopa County and/or: _____
- ☐ Checked state prisons (Dept. of Corrections) in Arizona and/or: _____
- ☐ Checked phone directories ☐ Checked court records at: _____
- ☐ Contacted Post Office for forwarding address information.
- ☐ Checked obituaries at: (List where) _____
- ☐ Searched the Internet* at: (Check all that apply. List others.) ☐ Facebook ☐ MySpace
☐ Windows Live (Live.com) ☐ LinkedIn.com ☐ Spokeo.com ☐ Friendster.com
☐ Other Internet sites (List):* _____

*** I UNDERSTAND:**

1. I UNDERSTAND searching online and emailing alone are not enough to justify service by publication;
2. I UNDERSTAND If these are the only efforts i made to locate and actually serve notice, the court will not approve service by publication, and:
 - a. My case will be delayed,
 - b. Could be dismissed, and
 - c. I may have to take additional steps at my own expense, including having to publish notice again;
3. I UNDERSTAND that if my case is dismissed for failure to properly serve notice within the time limits set by law:
 - a. I will not get a refund of any fees paid,
 - b. I may have to start over, fill out all forms, and file the forms again, and
 - c. I may have to pay all fees, including filing fees and cost of publication *again*.

SIGN BELOW to indicate you have read and understand the above.

(Your Signature)

(Your Printed Name)

I contacted the persons listed below to try to get information about the location of the other party:

- **Name:** _____
Last Known Address: _____
How I contacted this person: _____
Relationship to Other Party: _____
Examples: friend, ex-wife, parent, brother, roommate, co-worker, employer)
- **Name:** _____
Last Known Address: _____
How I contacted this person: _____
Relationship to Other Party: _____
- **Name:** _____
Last Known Address: _____
How I contacted this person: _____
Relationship to Other Party: _____
- **Name:** _____
Last Known Address: _____
How I contacted this person: _____
Relationship to Other Party: _____
- **Name:** _____
Last Known Address: _____
How I contacted this person: _____
Relationship to Other Party: _____

3. MILITARY STATUS OF OTHER PARTY:

- ☐ **To the best of my knowledge, information, and belief, the other party is not in the military service of the United States.**

Case No. _____

4. **PUBLICATION INFORMATION:** The following documents were published in a newspaper in the county where my case is pending. (List title/name of each document. Example: Petition, Summons)

The documents above were published on the following dates:

A. _____ B. _____ C. _____ D. _____
Month/Date/Year Month/Date/Year Month/Date/Year Month/Date/Year

AND/OR

The documents above were published in a newspaper in the Arizona county of the other party's last known address, _____ County, or if no newspaper is published in that county, in adjoining _____ County, and neither is the county in which my case is pending.

The documents above were published on the following dates:

A. _____ B. _____ C. _____ D. _____
Month/Date/Year Month/Date/Year Month/Date/Year Month/Date/Year

5. (REQUIRED) A copy of the "*Affidavit of Publication*" and the actual Notice that was published is attached. (The newspaper will send this to you after the last Notice has been published.)

UNDER PENALTY OF PERJURY

By signing below, I declare to the Court that I read, understood, and completed this document, and the information I have provided is true and correct under penalty of perjury.

Date

Signature

Printed Name

(Attach the **AFFIDAVIT OF PUBLICATION** supplied by the newspaper that published Notice.)